

WAIVER OF HEARING

By signing below, I hereby affirm and acknowledge the following:

1. I am duly authorized to represent the Bardex Corporation (hereinafter "Discharger") in connection with Administrative Civil Liability Complaint No. R3-2008-0037 (hereinafter "Complaint");
2. I am informed of the right provided by Water Code Section 13323, Subdivision (b), to a hearing within ninety (90) days of issuance of the Complaint;
3. I hereby waive the Discharger's right to a hearing before the California Regional Water Quality Control Board, Central Coast Region, within ninety (90) days of issuance of the date of issuance of the Complaint;
4. I certify that the Discharger will remit payment for the civil liability imposed in the amount of twenty-five thousand dollars (\$25,000) by check, which contains a reference to "ACL Complaint No. R3-2008-0037 and is made payable to the "State Waste Discharge Permit Fund";
5. I understand that payment of the above amount constitutes settlement of violations alleged in the Complaint that will not become effective until after a public comment period;
6. I understand that the Executive Officer has complete discretion to modify or terminate this settlement; and
7. I understand that payment of the above amount is not a substitute for compliance with applicable laws and that continuing violations of the type alleged in the Complaint may subject the Discharger to further enforcement, including additional civil liability.

Date

Signature

Printed Name and Title

Check Number